% 19.12.2007

Present: Mr.S.C.Singhal, Advocate for the plaintiff.
Mr.Yogender Vashisht, Advocate for the defendant Nos.1 & 2.
Mr.Sanjeev K.Tiwari, Advocate for the defendant No.4.

\+ **IA No.14827/2007 in CS(OS) No.149/2007**
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This is an application by the parties to decree the suit in terms of settlement agreement dated 13th December, 2007 arrived at with the aid of Delhi High Court Mediation and Conciliation Centre. A copy of the settlement arrived at between the parties is filed along with the application. The application also seeks refund of Court fees in terms of Section 16 of the Court Fees Act.

The application is signed by the respective parties and the counsel and is also supported by the affidavits of Smt.Vidya, Sh.Kuldeep Kumar, Sh.Joginder Singh, Sh.Sri Niwas and Sh.Gyanendra Singh.

There doesn't seem to be any impediment in allowing the application. Consequently, the application is allowed.

CS(OS) No.149/2007

The disputes between the parties have been settled on account of mediation and settlement agreement dated 13th December, 2007 is filed along with the application IA No.14827/2007 as annexure C-1. Consequently, the suit of the plaintiff is decreed in terms of settlement agreement dated 13th December, 2007 annexed as

Signature Not Verified
Certify that the digital file and physical file have been compared and the digital data is as per the physical file and no page is missing.

annexure C-1 with IA No.14827/2007. Decree sheet be drawn where settlement agreement shall form part of the decree.

Since the suit has been settled in view of mediation under Section 89 of the Code of Civil Procedure, the plaintiff has become entitled for refund of Court fees as contemplated under Section 16 of the Court Fees Act. In the circumstances a certificate entitling plaintiff to claim refund of an amount of Rs.22,673/- be issued forthwith. All the pending applications are disposed of.

The next date of 14th May, 2008 is cancelled.

December 19, 2007
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ANIL KUMAR, J.